UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

IN RE TESLA, INC. SECURITIES LITIGATION	Case Number: 3:18-cv-04865-EMC STIPULATION AND [PROPOSED] ORDER RE: PLAINTIFF'S MOTION FOR CLASS CERTIFICATION

IT IS HEREBY STIPULATED AND AGREED by and between parties hereto, through their undersigned counsel, and subject to this Court's approval that:

WHEREAS, pursuant to the Court's Case Management and Pretrial Order for Jury Trial dated May 31, 2020 (ECF No. 261), Plaintiff must file his motion for class certification by September 22, 2020;

WHEREAS, the parties have met and conferred and agree that certain of the issues pertaining to Plaintiff's forthcoming motion for class certification can be agreed to, which will narrow the briefing on the motion and save the parties and the Court time and resources;

WHEREAS, in spite of narrowing the issues, the motion for class certification will involve complicated legal issues that necessitate briefing in excess of the page limits set forth in Civil L.R. 7-4(b);

NOW, THEREFORE, having met and conferred, the parties have agreed to, and respectively submit for approval by the Court, the following:

1. The parties stipulate to and agree that Plaintiff's proposed class meets the

1 2	requirements of numerosity and comm	onality under Federal Rules of Civil Procedure	
	23(a)(1) and 23(a)(2);		
3	2. The page limitations applicable to the briefing shall be extended, allowing Plaintiff		
4	to file an opening brief not to exceed	35 pages and a reply brief not to exceed 20	
5	pages, and Defendants to file an opposition brief not to exceed 40 pages.		
6	IT IS SO STIPULATED, through Counsel of Record.		
7	TI IS SO STIL CENTED, Unough Count	of of Record.	
8	Dated: September 18, 2020	OOLEY LLP	
9	By	y: s/ Patrick E. Gibbs	
10		Patrick E. Gibbs	
11		TEPHEN C. NEAL (170085)	
12		ATRICK E. GIBBS (183174)	
13		torneys for Defendants Tesla, Inc., Elon Musk, rad W. Buss, Robyn Denholm, Ira Ehrenpreis,	
14	Ar Ar	ntonio J. Gracias, James Murdoch, Kimbal	
15	M	usk, and Linda Johnson Rice	
16	Dated: September 18, 2020 LI	EVI & KORSINSKY, LLP	
17	2 mount of 10, 2020	2 1 20 120 101 1012 1 , 221	
18	B	y: s/ Adam M. Apton	
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7		Email: jlevi@zlk.com Email: ek@zlk.com	
9		Attorneys for Lead Plaintiff Glen Littleton and Lead Counsel for the Class	
1011	Pursuant to Civil Local Rule No. 5-1(i)(3), all signatories concur in filing this Stipulation and		
12	Proposed Order.		
13	Dated: September 18, 2020	LEVI & KORSINSKY, LLP	
14		By: s/ Adam M. Apton	
15		Adam M. Apton	
16			
17	Pursuant to the Stipulation, IT IS ORDERED.		
18			
19	Dated:		
20		HON. EDWARD M. CHEN	
21		UNITED STATES DISTRICT JUDGE	
22		CIVILD STATES DISTRICT VODGE	
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